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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/073,269

Applicant: KONAKA et al.

Filed: February 13, 2002

TC/AU: 2675

Examiner: A. Nelson

Docket No.: 401751

Customer No.: 23460

**NOTICE OF APPEAL FROM THE  
EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed December 30, 2005, rejecting the following claims: 1-12.

**1. Pre-Appeal Brief Request for Review**

A "Pre-Appeal Brief Request for Review" is ☐ filed concurrently herewith or ☒ is not being filed.

**2. Status of Applicants**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

**3. Fee for Filing Notice of Appeal**

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: ☒ other than a small entity or ☐ a small entity.

**Notice of Appeal Fee due \$500.00**

**4. Extension of Time**

☒ Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,020.00.

07/03/2006 SZEWDIE1 00000137 121216 10073269

01 FC:1401 500.00 DA  
02 FC:1253 1020.00 DA

- ☐ An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

**Extension fee due with this request: \$1,020.00**

**5. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$ 500.00
Extension Fee (if any)	\$ 1,020.00

**Total Fee Due: \$1,520.00**

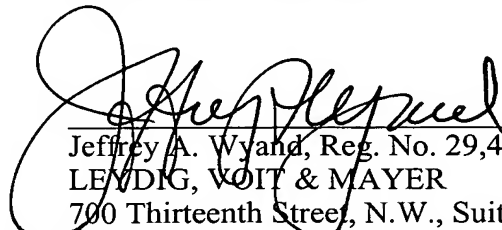
**6. Fee Payment**

- ☐ Attached is a check in the sum of \$ .
- ☒ Charge Account No. 12-1216 the sum of \$1,520.00. A duplicate of this transmittal is attached.

**7. Fee Deficiency**

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,

  
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Date: June 30, 2006